

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

<b>WILEY GREEN,</b>	)	
	)	
<b>Plaintiff ,</b>	)	
	)	
<b>v.</b>	)	<b>5:10-CV-669-VEH-JEO</b>
	)	
<b>OFFICER KEITH GATES, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

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**MEMORANDUM OF OPINION**

The magistrate judge filed a report and recommendation on September 7, 2010, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b). No objections were filed by any party.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby **ADOPTED** and the recommendation is **ACCEPTED**. Accordingly, the complaint is due to be **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered in accordance with the Court's findings.

**DONE** this the 5th day of October, 2010.

A handwritten signature in black ink, appearing to read "V. Emerson Hopkins", written over a horizontal line.

**VIRGINIA EMERSON HOPKINS**

United States District Judge